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Title 22@ Social Security

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Division 2@ Department of Social Services-Department of Health Services

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Part 2@ Health and Welfare Agency-Department of Health Services Regulations

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Subdivision 6@ Preventive Medical Services

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Chapter 6@ California Special Supplemental Food Program for Women, Infants and Children

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Article 7@ Food Delivery System

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Section 40769@ Local Agency Priority System

## **40769 Local Agency Priority System**

### **(a)**

When selecting new agencies, the Department shall consider the following priority system, which is based upon the relative availability of health and administrative services: (1) First consideration shall be given to a public or a private nonprofit health agency that will provide ongoing, routine pediatric and obstetric care and administrative services. (2) Second consideration shall be given to a public or a private nonprofit health or human service agency that will enter into a written agreement with another agency for either ongoing, routine pediatric and obstetric care or administrative services. (3) Third consideration shall be given to a public or private nonprofit health agency that will enter into a written agreement with private physicians, licensed by the State, in order to provide ongoing, routine pediatric and obstetric care to a specific category of participants (women, infants or children). (4) Fourth consideration shall be given to a public or private nonprofit human service agency that will enter into a written agreement with private physicians, licensed by the State, to provide ongoing, routine pediatric and obstetric care. (5) Fifth consideration shall be given to a public or private nonprofit health or human service agency that will provide ongoing, routine pediatric and obstetric care through referral to a health provider.

### **(1)**

First consideration shall be given to a public or a private nonprofit health agency that

will provide ongoing, routine pediatric and obstetric care and administrative services.

**(2)**

Second consideration shall be given to a public or a private nonprofit health or human service agency that will enter into a written agreement with another agency for either ongoing, routine pediatric and obstetric care or administrative services.

**(3)**

Third consideration shall be given to a public or private nonprofit health agency that will enter into a written agreement with private physicians, licensed by the State, in order to provide ongoing, routine pediatric and obstetric care to a specific category of participants (women, infants or children).

**(4)**

Fourth consideration shall be given to a public or private nonprofit human service agency that will enter into a written agreement with private physicians, licensed by the State, to provide ongoing, routine pediatric and obstetric care.

**(5)**

Fifth consideration shall be given to a public or private nonprofit health or human service agency that will provide ongoing, routine pediatric and obstetric care through referral to a health provider.

**(b)**

The Department shall take into consideration an applicant agency's ability to provide services in a cost effective manner; its past performance in participating in other governmental programs; the adequacy of the agency's proposed staffing levels; its capability to perform certification procedures; whether there is an unmet need for Program services in the geographic service area; whether an existing WIC Program in the same geographic service area could provide Program services at a lower cost; and other factors which the Department determines are relevant.